

REMARKS

Applicant respectfully requests entry of Claims 1-6 for consideration on appeal of the final Office Action of July 21, 2005. In the Office Action, independent Claim 1 was rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which the Applicant regards as the invention. Dependent Claims 2-6 were rejected under 35 U.S.C. § 112, second paragraph, because they depend from Claim 1. Applicant herein has amended Claim 1 of the application to particularly point out and distinctly claim the subject matter which the Applicant regards as the invention.

In addition to being rejected under 35 U.S.C. § 112, second paragraph, Claims 1-2 were rejected under 35 U.S.C. § 102(b) as being anticipated by Johnson (US Patent No. 2,715,347), Claims 3-6 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Johnson in view of Farnan et al. (US Patent No. Des. 376,251), Claims 4-5 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Johnson in view of Makovsky et al. (US Patent No. 5,697,268), and Claims 1-6 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Higgins (GB Patent No. 2,266,257) in view of Farnan et al. Applicant has already provided remarks regarding these rejections in the May 2, 2005 response to Office Action. These remarks are incorporated herein.

The 35 U.S.C. § 112, Second Paragraph, Rejection

In the Office Action, independent Claim 1 was rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which the Applicant regards as the invention, and dependent Claims 2-6 were rejected under 35 U.S.C. § 112, second paragraph, because they depend from Claim 1.

The Office Action states that Claim 1 is indefinite because the scope of its limitation “and does not extend above the first face”, which refers to the socket driver port of the present invention, is unascertainable. The Examiner’s specific argument for having reached this conclusion can be paraphrased as being that Claim 1 does not adequately set forth or define the term “above” because, since the orientation of the first face of the invention was not referenced with respect to the earth, the socket driver port of the invention, as claimed, could be thought of as being “above” the first face at any point in space.

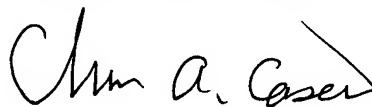
In addition to the Examiner's own basis for rejection, the Applicant has independently become aware that the socket driver port is disclosed in the Specification of the pending application as actually being on the second face, and not the first face, of the invention. Therefore, Applicant herein has amended "first face" to read "second face".

In response to the Examiner's basis for rejecting Claim 1 under 35 U.S.C. § 112, second paragraph, the Applicant further has amended Claim 1 herein to read that the socket driver port "does not extend *beyond the surface of*" the second face. Applicant respectfully suggests that changing the phrase "does not extend *above*" to read ""does not extend *beyond the surface of* the second face" definitively fixes the orientation of the socket driver port with respect to what is now the second face, and therefore further suggests that Claim 1 complies with 35 U.S.C. § 112, second paragraph.

CONCLUSION

In view of the foregoing amendment and remarks, Applicant suggests that Claims 1-6 of the present application now complies with 35 U.S.C. § 112, second paragraph, and therefore requests that the rejection of Claims 1-6 be removed. The total number of pending independent claims is less than three and the total number of pending claims is less than 20. Therefore, no additional filing fee is required.

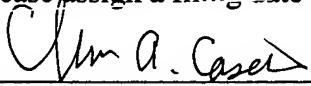
Respectfully submitted,

A handwritten signature in black ink, appearing to read "Chris A. Caseiro", with a stylized flourish at the end.

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Chris A. Caseiro